

**IN THE UNITED STATE DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

**James Gemelas, On Behalf of Himself
And All Others Similarly Situated,**

Plaintiff,

v.

The Dannon Company, Inc.,

Defendant.

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Case No. 1:08-cv-00236

Judge Dan Aaron Polster

**NOTICE OF APPEAL TO THE SIXTH CIRCUIT
COURT OF APPEALS BY OBJECTOR JAMES WILSON**

Notice is hereby given that James Wilson, non-named member of the plaintiff class, appeals to the United States Court of Appeals for the Sixth Circuit from the Judgment, Final Order and Decree entered in this case on June 24, 2010. Pursuant to Fed.R.App.P. 3(a)(1) sufficient copies of this notice have been provided to enable the clerk to comply with Rule 3(d).

Respectfully submitted.

/s/ Charles H. Cooper, Jr.

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Notice of Appeal was filed electronically and was by such system served on all other counsel of record, this 23rd day of July, 2010.

/s/ Charles H. Cooper, Jr.